

NO. 67605

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAY 23 2001

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAY 23 2001 under 67002

The applicant **Oil Dri Corporation of Nevada** hereby makes application for permission to change the **Point of Diversion, Place of Use and Manner of Use** of water heretofore appropriated under **Permit 22528, Certificate 6971**

1. The source of water is **underground**
2. The amount of water to be changed **0.006 cfs, not to exceed 1.36 m.g.a.**
3. The water to be used for **mining, milling and domestic**
4. The water heretofore permitted for **commercial (trailer park) and domestic**
5. The water is to be diverted at the following point **NE¼ SE¼ Section 24, T21N, R19E, M.D.M., or at a point from which the NE corner of said Section 24 bears N 08° 19' 36" E a distance of 3,951 feet.**
6. The existing permitted point of diversion is located within **NE¼ SE¼ Section 24, T21N, R19E, M.D.M. or at a point from which the E¼ corner of said Section 24 bears N 30° 20' E, a distance of 902 feet.**
7. Proposed place of use **(See attached Exhibit A)**
8. Existing place of use **NE¼ SE¼, Section 24, T21N, R19E, M.D.M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drill new well, construct water storage tank and transmission pipe line to processing plant.**
12. Estimated cost of works **\$15 million**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks: The total combined duty of water from this application and the accompanying application to change Permit 24798, Certificate 8047 shall not exceed 2.97 million gallons annually (9.11 acre-feet annually). This water will be used for processing and domestic supply at the Processing Facility, and for dust control along haul routes and at clay mining areas.

By Dwight L. Smith, P.E.
s/ Dwight L. Smith
950 Industrial Way
Sparks, Nevada 89431

Compared gkl/cam ds/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place and manner of use of the waters of an underground source as heretofore granted under Permit 22528, Certificate 6971, is issued subject to the terms and conditions imposed in said Permit 22528, Certificate 6971, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 67602 and 67605 shall not exceed 9.115 acre-feet annually.

The total combined duty of water under Permits 67602, 67603, 67604 and 67605 shall not exceed 24.115 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.006 cubic feet per second, but not to exceed 4.174 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

February 21, 2004

Proof of completion of work shall be filed before:

March 21, 2004

Water must be placed to beneficial use on or before:

February 21, 2007

Proof of the application of water to beneficial use shall be filed on or before:

March 21, 2007

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 21st day of, February A.D. 2002

Hugh Ricci, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

N/A

Certificate No. _____

Issued _____

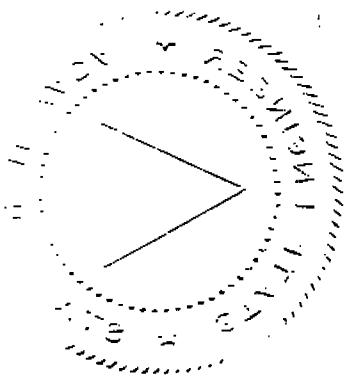


Exhibit "A"

Processing Facility Area: NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 24, T21N, R19E, M.D.M.

South Mine Area: Portion of the NW $\frac{1}{4}$ Section 17 and NE $\frac{1}{4}$ Section 18, T21N, R20E, M.D.M.

North Mine Area: Portions of the N $\frac{1}{4}$ Section 5, T21N, R20E, M.D.M., and S $\frac{1}{4}$ Section 32, T22N, R20E, M.D.M.

Haul Routes: Portion of Sections 28, 29, 30, 31, 32, 33 T22N, R20E, M.D.M., portion of Sections 5, 6, 7, 8, 17, 18, 19, T21N, R20E, M.D.M., and portion of Section 24, T21N, R19E, M.D.M.

